

## **ACTION MINUTES**

**MINUTES OF THE FLORENCE TOWN COUNCIL WILL HOLD A MEETING OPEN TO THE PUBLIC ON MONDAY, MARCH 5, 2012, AT 6:00 P.M., IN THE CHAMBERS OF TOWN HALL, LOCATED AT 775 NORTH MAIN STREET, FLORENCE, ARIZONA.**

### **1. CALL TO ORDER**

**Mayor Kilvinger called the meeting to order at 6:04 p.m.**

### **2. ROLL CALL:**

**Present: Kilvinger, Smith, Woolridge, Celaya, Raasch, Hawkins, Brown**

### **3. PLEDGE OF ALLEGIANCE**

### **4. CALL TO THE PUBLIC**

**Call to the Public for public comment on issues within the jurisdiction of the Town Council. Council rules limit public comment to three minutes. Individual Councilmembers may respond to criticism made by those commenting, may ask staff to review a matter raised or may ask that a matter be put on a future agenda. However, members of Council shall not discuss or take action on any matter during an open call to the public unless the matters are properly noticed for discussion and legal action.**

### **5. PUBLIC HEARING AND PRESENTATIONS**

- a. Public Hearing on Ordinance No. 570-12: Discussion/Approval/Disapproval of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AMENDING CHAPTER 150, SECTION 150.055 *MANUFACTURED HOME SUBDIVISION* AND SECTION 150.174 *ACCESSORY BUILDINGS* CONTAINED WITHIN THE TOWN OF FLORENCE CODE OF ORDINANCES, TITLE XV *LAND USAGE*, (CASE PZC-3-12-ORD) (First reading held February 6, 2012).**

**Mayor Kilvinger opened the Public Hearing. Mayor Kilvinger closed the Public Hearing.**

**On motion of Councilmember Hawkins, seconded by Councilmember Raasch and carried to adopt Ordinance No. 570-12.**

- b. Public Hearing on Ordinance No. 573-12: First Reading of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AMENDING THE TOWN OF FLORENCE CODE OF ORDINANCES, TITLE XV: LAND USAGE, CHAPTER 150 DEVELOPMENT CODE, SECTION 150.095 *DEFINITIONS*, SECTION 150.096 *LOCATION*, SECTION 150.119 *TEMPORARY SIGNS*, SECTION 150.123 *EXCEPTIONS, PERMITS NOT REQUIRED* AND SECTION 150.125 *PROHIBITED SIGNS* (CASE PZC-1-12-ORD).**

**Mayor Kilvinger opened the Public Hearing. Mayor Kilvinger closed the Public Hearing.**

- c. Presentation of Years of Service Award to Officer Tim Bruce for fifteen years of dedicated service to the Town of Florence.**

d. Presentation by Economists.com on the 2011-2012 Utility Rate Study.

6. **CONSENT:** All items indicated by an (\*) will be handled by a single vote as part of the consent agenda, unless a Councilmember or a member of the public objects at the time the agenda item is called.

a. \*Resolution No. 1333-12: Adoption of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, PERTAINING TO THE FLORENCE FIRE DEPARTMENT'S SUBMISSION OF A PROJECT FOR CONSIDERATION IN ARIZONA'S FY 2013 HIGHWAY SAFETY PLAN.

b. \*Resolution No. 1334-12: Adoption of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, PERTAINING TO THE FLORENCE POLICE DEPARTMENT'S SUBMISSION OF A PROJECT FOR CONSIDERATION IN ARIZONA'S FY 2013 HIGHWAY SAFETY PLAN.

c. \*Approval of the January 30, 2012, February 6, 2012 and February 21, 2012 Town Council meeting minutes.

d. \*Receive and file the following Board and Commission meeting minutes:

i. August 4, August 18, September 1, October 20, 2011 Planning and Zoning Commission Minutes

**On motion of Vice-Mayor Smith, seconded by Councilmember Brown and carried to approve the Consent Agenda as presented.**

## **7. UNFINISHED BUSINESS**

a. Ordinance No. 571-12: Discussion/Approval/Disapproval of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AMENDING SECTION 8A-280 OF THE TAX CODE OF THE TOWN OF FLORENCE IN CONFORMITY WITH THE MODEL CITY TAX CODE BY INSERTING THE FOLLOWING PROVISION: "SECTION 8A-280 (RESERVED)" (First reading held February 21, 2012).

**On motion of Councilmember Brown, seconded by Councilmember Hawkins and carried to adopt Ordinance No. 571-12.**

b. Ordinance No. 572-12: Discussion/Approval/Disapproval of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AMENDING SECTION 30.04 OF THE TOWN OF FLORENCE CODE OF ORDINANCES AND ESTABLISHING A RATE OF PAY FOR THE MAYOR AND COUNCIL, EFFECTIVE JULY 1, 2012 (First reading held February 21, 2012).

**On motion of Councilmember Brown, seconded by Councilmember Raasch and carried to adopt Ordinance No. 572-12.**

## **8. NEW BUSINESS**

a. Resolution No. 1331-12: A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ADOPTING A SERVICE AGREEMENT, EFFECTIVE JULY 1, 2012, FOR A THREE YEAR TERM, BETWEEN SMARTWORKSPUS AND THE TOWN OF FLORENCE, PROVIDING FOR PHASED RETIREMENT EMPLOYMENT OPPORTUNITIES FOR ARIZONA STATE RETIREMENT SYSTEM ELIGIBLE RETIRING STAFF.

**On motion of Councilmember Brown, seconded by Councilmember Woolridge and carried to adopt Resolution No. 1331-12.**

- b. Resolution No. 1328-12: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE TOWN CLERK AND ENTITLED “WATER AND WASTEWATER RATE STUDY AND LONG TERM FINANCIAL PLAN FOR THE TOWN OF FLORENCE, ARIZONA”.**

**On motion of Councilmember Woolridge, seconded by Councilmember Brown and carried to adopt Resolution No. 1328-12.**

- c. Resolution No. 1335-12: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, DECLARING “WATER AND WASTEWATER RATE STUDY AND LONG TERM FINANCIAL PLAN FOR THE TOWN OF FLORENCE, ARIZONA” 2012 ACCEPTED.**

**On motion of Councilmember Brown, seconded by Councilmember Hawkins and adopt Resolution No. 1335-12.**

**Roll Call Vote:**

**Mayor Kilvinger: Yes**

**Vice-Mayor Smith: Yes**

**Councilmember Woolridge: Yes**

**Councilmember Celaya: Yes**

**Councilmember Raasch: No**

**Councilmember Hawkins: Yes**

**Councilmember Brown: Yes**

**Motion passed (Yes: 6; No: 1)**

- d. Resolution No. 1336-12: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, DECLARING INTENT TO INCREASE RATES FOR WASTEWATER, WATER AND SOLID WASTE.**

**On motion of Councilmember Brown, seconded by Councilmember Hawkins and carried to adopt Resolution No. 1336-12.**

**9. CALL TO THE COUNCIL**

**10. ADJOURN TO EXECUTIVE SESSION**

**On motion of Councilmember Woolridge, seconded by Councilmember Hawkins and carried to adjourn to Executive Session.**

**For the purpose of discussion of the public body in accordance with A.R.S. 38-431.03(a)(3) to receive legal advice from the Town Attorney regarding alleged election law violations; And For the purpose of discussion of the public body in accordance with A.R.S. 38-431.03(a)(3) to receive legal advice from the Town**

Attorney regarding liability risks identified in the ICMA Operations and Data Analysis Report dated December 2011 .

#### **11.ADJOURN FROM EXECUTIVE SESSION**

On motion of Councilmember Brown, seconded by Councilmember Raasch and carried to adjourn from Executive Session.

#### **12.ADJOURNMENT**

On motion of Councilmember Brown, seconded by Vice-Mayor Smith and carried to adjourn the meeting at 8:04 p.m.

POSTED ON THE TOWN WEBSITE AT [www.florenceaz.gov](http://www.florenceaz.gov) ON TUESDAY, MARCH 6, 2012, BY MARIA HERNANDEZ, DEPUTY TOWN CLERK.